

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,

Plaintiff,

v.

**1:04-CR-158
(GLS)**

CHRISTIAN CAICEDO-MEJIA,

Defendant.

APPEARANCES:

OF COUNSEL:

FOR THE UNITED STATES:

HON. GLEN T. SUDDABY
Office of United States Attorney
445 Broadway
218 James T. Foley U.S. Courthouse
Albany, New York 12207

EDWARD P. GROGAN
Assistant U.S. Attorney

FOR THE DEFENDANT:

Office of the Federal Public Defender
39 North Pearl Street, 5th Floor
Albany Main Office
Albany, New York 12207

PAUL J. EVANGELISTA
Federal Public Defender

**Gary L. Sharpe
U.S. District Judge**

ORDER

On November 2, 2004, the court sentenced Caicedo-Mejia to a term

of 87 months imprisonment, supervised release for a term of three years, and a special assessment in the amount of \$100.00.¹ See *Dkt. No. 13*. On November 3, Caicedo-Mejia appealed, see *Dkt. No. 14*, and on September 26, 2005, the Second Circuit remanded the case for resentencing consistent with its holding in *U.S. v. Crosby*, 397 F.3d 193 (2d Cir. 2005). See *Dkt. No. 20*.

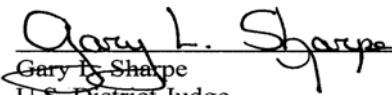
In an oral hearing held on March 29, 2006, the court declined to alter its original sentence, holding that the original sentence was reasonable in light of controlling law. See *Dkt. No. 25*. For the reasons articulated, it is hereby

ORDERED that the previous judgment remains unaltered; and it is further

ORDERED that the Clerk of Court provide a copy of this Order to the parties.

IT IS SO ORDERED.

July 10, 2006
Albany, New York



Gary L. Sharpe
U.S. District Judge

¹The sentence followed Caicedo-Mejia's guilty plea to Count I of the indictment, reentry of a removed alien. See *Dkt. Nos. 1, 8*.